



RE: Wallace Yard meeting

Darrell.Early to: Gail.Wurtzler, Clifford Villa, craig.trueblood,
Robert.Lawrence, brian, SHimmelh,
BARRY.STEIN

01/05/2009 09:53 AM

Gail/Craig - in our conference call on 12/15 we discussed you sending an updated draft of the Residential Area Cost Recovery Agreement for review prior to our meeting in Seattle. I have not received anything to date.

Can you please send me what you intend to reference as an attachment to the Consent Decree so that I can review that as part of preparation for next week's meeting.

Thanks.

Darrell G. Early, Deputy Attorney General
Office of the Idaho Attorney General
Environmental Quality Section
1410 N. Hilton
Boise, ID 83706
(208) 373-0494
Darrell.Early@deq.idaho.gov

-----Original Message-----

From: Wurtzler, Gail [mailto:Gail.Wurtzler@dgsllaw.com]
Sent: Thursday, December 18, 2008 10:40 AM
To: Villa.Clifford@epamail.epa.gov; Trueblood, Craig; Lawrence, Robert;
Darrell Early; brian; Sarah Himmelhoch; BARRY STEIN
Subject: RE: Wallace Yard meeting

Cliff,

This will work for UP. Also, my emails to Sarah (even the ones that are replies to your emails) bounce back, does that happen for anyone else's emails?

Gail Wurtzler
Davis Graham & Stubbs LLP
1550 Seventeenth Street
Suite 500
Denver, CO 80202
(303) 892-7405
gail.wurtzler@dgsllaw.com

-----Original Message-----

From: Villa.Clifford@epamail.epa.gov
[mailto:Villa.Clifford@epamail.epa.gov]
Sent: Thursday, December 18, 2008 10:23 AM
To: Trueblood, Craig; Wurtzler, Gail; Lawrence,
Robert; Darrell Early;
brian; Sarah Himmelhoch; BARRY STEIN; Ed Moreen; Nick
Zilka
Subject: Re: Wallace Yard meeting

Gail/Craig: Thanks for the input. I suppose without
UP's technical
people, there's no meeting on the SOW for the 15th.
Shall we say then
Jan 15 for the CD discussion and Jan 16 for the SOW?

By the way, we are socked in with snow in Seattle and
the Regional
office is closed today. Fortunately/unfortunately,
the Blackberry
service is still on-line.

Cliff Villa
Assistant Regional Counsel
U.S. EPA Region 10
----\Sent by EPA Wireless E-Mail Services

----- Original Message -----
From: "Trueblood, Craig"
[craig.trueblood@klgates.com]
Sent: 12/18/2008 07:46 AM PST
To: "Wurtzler, Gail" <Gail.Wurtzler@dgsllaw.com>;
Clifford Villa;
"Lawrence, Robert" <Robert.Lawrence@dgsllaw.com>;
<Darrell.Early@deq.idaho.gov>;
<brian@clearylawgroup.com>;
<SHimmelh@enrd.usdoj.gov>; <BARRY.STEIN@sol.doi.gov>
Subject: RE: Wallace Yard meeting

I am available Jan. 14 - 16 and will hold all three
days. I need to
check again with BNSF personnel (Pam and Bruce).

-----Original Message-----
From: Wurtzler, Gail [mailto:Gail.Wurtzler@dgsllaw.com
]
Sent: Wednesday, December 17, 2008 4:52 PM
To: Villa.Clifford@epamail.epa.gov; Lawrence, Robert;
Trueblood, Craig;
Darrell.Early@deq.idaho.gov;
brian@clearylawgroup.com;
SHimmelh@enrd.usdoj.gov; BARRY.STEIN@sol.doi.gov
Subject: RE: Wallace Yard meeting

Cliff,

Union Pacific's technical people cannot attend a meeting in Seattle on January 15th but could attend one on the 16th.

Thanks.

Gail Wurtzler
Davis Graham & Stubbs LLP
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Suite 500
Denver, CO 80202
(303) 892-7405
gail.wurtzler@dgsllaw.com

-----Original Message-----

From: Villa.Clifford@epamail.epa.gov
[mailto:Villa.Clifford@epamail.epa.gov]
Sent: Tuesday, December 16, 2008 2:58 PM
To: Wurtzler, Gail; Lawrence, Robert;
craig.trueblood@klgates.com;
Darrell.Early@deq.idaho.gov;
brian@clearylawgroup.com;
SHimmelh@enrd.usdoj.gov; BARRY.STEIN@sol.doi.gov
Cc: Moreen.Ed@epamail.epa.gov;
Kathleen_Moynan@fws.gov;
nzilka@nidlink.com; stevens@cdatribe-nsn.gov;
david_fortier@blm.gov
Subject: Wallace Yard meeting

Counsel:

On our call yesterday, we agreed to hold our next meeting in Seattle on January 14-15, 2009. I understand that our government project managers may be unavailable on the 14th. So I am thinking that Jan. 14 will be focused on the body of the CD, with Jan. 15 focused on the SOW. Please let me know if this schedule cannot work for you or your clients.

Between now and then, I hope all gov't reps can complete a close review of the redline CD and SOW and will be prepared to discuss specific language. I also expect parties will give some thought to the major issues identified in our call yesterday. We have an aggressive schedule for completing this settlement (120-day moratorium expires Feb. 1, 2009; tolling agreement expires Feb. 28, 2009; field season '09 will approach soon after), so we need to make progress with this (and every) meeting.

If any questions, etc., between now and then, please

feel free to give
me a call.

For now, happy holidays one and all.

Cliff Villa
Assistant Regional Counsel
U.S. EPA Region 10

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